

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

UNITED STATES OF AMERICA,

Plaintiff,

-vs-

Case No. 08-CR-53

JERMAINE CARTER,

Defendant.

DECISION AND ORDER

Defendant Jermaine Carter (“Carter”) filed a pro se motion for reduction of sentence pursuant to 18 U.S.C. §3582(c)(2) under a recent amendment to the Sentencing Guidelines.

Because Carter’s guideline sentencing range is not affected by the recent amendment to the Sentencing Guidelines Carter’s request for a reduction of sentence is futile. Accordingly the Court must dismiss his petition.

**NOW, THEREFORE, BASED ON THE FOREGOING, IT IS HEREBY
ORDERED THAT:**

The motion for reduction of sentence is **DENIED**.

Dated at Milwaukee, Wisconsin, this 6th day of June, 2012.

BY THE COURT:


HON. RUDOLPH T. RANDA
U.S. District Judge